

BEFORE THE TENNESSEE REGULATORY AUTHORITY

NASHVILLE, TENNESSEE

November 7, 2003

IN RE:

**PROMOTION TO INTRODUCE BELL SOUTH
INTEGRATED SOLUTIONS PROGRAM
TARIFF NUMBER 2003956**

)
)
)
)
)

**DOCKET NO.
03-00512**

ORDER RE-SUSPENDING TARIFF

This matter came before Chairman Deborah Taylor Tate, Director Pat Miller, and Director Sara Kyle of the Tennessee Regulatory Authority (the "TRA" or "Authority"), the voting panel assigned to this Docket, at a regularly scheduled Authority Conference held on October 21, 2003 for consideration of BellSouth Tariff 2003-956 to Introduce BellSouth Integrated Solutions Program.

Background

This Tariff, filed with the TRA by BellSouth Telecommunications, Inc. ("BellSouth") on August 29, 2003, offers a bundle of regulated and non-regulated¹ services for a single discounted price in conjunction with a thirty-six month contract. BellSouth has declined to offer the Tariff for resale, claiming that it has no resale obligation if regulated services are bundled with non-regulated services.

The Consumer Advocate and Protection Division of the Tennessee Attorney General's Office (the "CAPD") filed a petition to intervene in this Docket on September 12, 2003, taking issue with BellSouth's position on its resale obligations. This Tariff was scheduled to be

¹ The non-regulated portion of the bundle includes information services and customer premise equipment.

considered at the September 22, 2003 Authority Conference at which time the Directors suspended the Tariff's proposed September 26, 2003 effective date for thirty days to allow BellSouth to respond to the CAPD's petition to intervene, which BellSouth did on September 25, 2003. On October 6, 2003, in TRA Docket No. 03-00442, United Telephone-Southeast, Inc. ("UTSE"), BellSouth, and the CAPD were directed to provide briefs on resale obligations under state and federal law when regulated services are bundled with non-regulated services, the central question also at issue in this Docket.


October 21, 2003 Authority Conference


During the October 21, 2003 Authority Conference, the Panel voted unanimously to re-suspend BellSouth's Tariff for forty-five days from October 27, 2003 through December 10, 2003 to allow for the filing of briefs in TRA Docket No. 03-00442 on the legal question at issue in both of these proceedings.

IT IS THEREFORE ORDERED THAT:

The effective date of BellSouth Tariff 2003-956 is re-suspended from October 27, 2003 through December 10, 2003.


Deborah Taylor Tate, Chairman


Pat Miller, Director


Sara Kyle, Director